

TEMPORARY CONSTRUCTION EASEMENT

FOR AND IN CONSIDERATION of the sum of ONE DOLLAR (\$1.00) cash in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, Wayne Phillips and Sybil Phillips, Grantor(s), do(es) hereby grant and convey to THE CITY OF SOUTHAVEN, a Municipal Corporation of the State of Mississippi, Grantee, and its successors in title a temporary construction easement being ten (10) feet wide along the North property line of the following described premises, belonging to the said Grantor(s) for the purpose of drainage improvements to the said property situated in DeSoto County, Mississippi, described as follows:

Lot 98 , Section "A", Southaven SUBDIVISION
located in Section 14 , Township 1 , Range 8
City of Southaven, DeSoto County, Mississippi and recorded
in Plat Book 2 , Page(s) 4 in the Chancery
Clerk's Office of DeSoto County, Mississippi.

The said Grantee and its successors in title or any person, corporation, or utility authorized by it shall have the right of entry and departure in, from, and over said easement, walks, crosswalks, and paths for the purpose of said construction. Said Grantee or its contractor shall have the right to remove only that vegetation, fence, or other obstruction he deems necessary within the temporary construction easement.

The temporary easement on the premises being hereby granted shall not affect the Grantor's right to the use of the property. The Grantor(s) will not be held liable for any injury that might occur while the Grantee or its contractor is in construction of said improvements on the property. The Grantee shall also secure against all liability for injury to any party or person or damage that shall result from, arise out of, or be attributed to any maintenance or repair or construction undertaken in carrying out the easement. This temporary construction easement shall terminate upon completion of said construction.

The undersigned Grantors hereby authorize the above described temporary easement and the right unto the said Grantee and its successors against the lawful claims for demand of any or all persons claiming by, through, or under the undersigned.

Executed and delivered this 28th day of April
19 93.

STATE MS.-DE SOTO CO.
FILED

MAY 14 11 40 AM '93

BK 257 PG 201

W.E. DAVIS CH. CLK.

STATE OF MISSISSIPPI
COUNTY OF DESOTO

W. E. DAVIS CH. CLK.

Wayne Phillips
Sybil Phillips
Richard Phillips
4/28/93

This day personally appeared before me, the undersigned authority in and for said County and State, the within named Wayne Phillips & Sybil Phillips who acknowledged that they signed and delivered the above and foregoing instrument on the day and year therein mentioned as their free and voluntary act and deed and for the purposes therein expressed.

GIVEN under my hand and official seal of office this the 28th day of April, 19 93

My Commission Expires:

MY COMMISSION EXPIRES NOV. 17, 1996

Notary Public

RETURN TO:
TAYLOR LAW FIRM

P.O. BOX 100
1961 STATELINE RD. N.W.
SOUTHAVEN, MS. 38671
(601) 342-1000